

ORDINANCE NO. _____

AN ORDINANCE OF THE COUNTY OF SAN BERNARDINO, STATE OF CALIFORNIA, ADDING CHAPTER 43 TO DIVISION 2 OF TITLE 1, OF THE SAN BERNARDINO COUNTY CODE PERTAINING TO VOLUNTARY CAMPAIGN EXPENDITURE LIMITATIONS; ADDING SECTION 12.283 TO CHAPTER 28 OF DIVISION 2 OF TITLE 1, OF THE SAN BERNARDINO COUNTY CODE PERTAINING TO THE TREASURER-TAX COLLECTOR; ADDING CHAPTER 24 TO DIVISION 1 OF TITLE 4 OF THE SAN BERNARDINO COUNTY CODE PERTAINING TO THE ISSUANCE OF FILMING PERMITS AND FEES; AMENDING CHAPTER 23 OF DIVISION 1 OF TITLE 4 OF THE SAN BERNARDINO COUNTY CODE PERTAINING TO THE ISSUANCE OF STILL PHOTOGRAPHY PERMITS AND FEES; AND REPEALING SECTIONS 24.041, 24.042, AND 24.043 OF THE SAN BERNARDINO COUNTY CODE PERTAINING TO OFF-LIMITS RULES FOR MILITARY PERSONNEL.

The Board of Supervisors of the County of San Bernardino, State of California, ordains as follows:

SECTION 1. The Board of Supervisors makes the following findings:

(a) With respect to Chapter 21 and Chapter 43 of Division 2 of Title 1 (hereinafter "Chapter 21" and "Chapter 43") the Board finds and declares:

(1) On August 6, 1996 the Board adopted Ordinance No. 3655 that added Chapter 21 to the San Bernardino County Code ("Original Chapter 21"). The Original Chapter 21 deals with adhering to recognized standards regarding training and recruitment of coroners.

(2) On September 9, 1997 the Board adopted Ordinance No. 3692 that again added a Chapter 21 to the San Bernardino County Code ("Second Chapter 21"). The Second Chapter 21 deals with voluntary campaign expenditure limits.

(3) Because of a record keeping error, County staff was unaware that the Original Chapter 21 ordinance had added a Chapter 21 and so inadvertently assigned the same code designation to the Second Chapter 21 ordinance. In adopting the Second

1 Chapter 21 ordinance, it was not the intention of the Board to repeal the Original Chapter 21
2 ordinance.

3 (4) One of the purposes of this Ordinance is to designate the Second
4 Chapter 21 as Chapter 43 of the San Bernardino County Code, as accomplished in Section 2
5 of this Ordinance. Another purpose of this Ordinance is to clarify and declare, as
6 accomplished in this finding, that the Chapter 21 enacted in the Original Chapter 21
7 ordinance remains in effect and has been in effect since its original adoption, despite the
8 enactment of the Second Chapter 21 ordinance. An additional purpose of this Ordinance is
9 to clarify and declare, as accomplished in this finding, that the Chapter 21 enacted in the
10 Second Chapter 21 ordinance has been in effect from the time of its original adoption and will
11 remain in effect pending the effective date of this Ordinance.

12 (b) With respect to Chapter 39 and section 12.283 of Chapter 28 of Division 2 of
13 Title 1 (hereinafter "Chapter 39" and "section 12.283") the Board finds and declares:

14 (1) On January 10, 1995 the Board adopted Ordinance No. 3595 that added
15 Chapter 39 to the San Bernardino County Code ("Original Chapter 39"). The Original
16 Chapter 39 deals with the establishment of the Office of County Safety and Security.

17 (2) On February 4, 1997 the Board adopted Ordinance No. 3682 that again
18 added a Chapter 39 to the San Bernardino County Code ("Second Chapter 39"). The
19 Second Chapter 39 deals with the delegation of investment authority to the Treasurer-Tax
20 Collector.

21 (3) Because of a record keeping error, County staff was unaware that the
22 Original Chapter 39 ordinance had added a Chapter 39 and so inadvertently assigned the
23 same code designation to the Second Chapter 39 ordinance. In adopting the Second
24 Chapter 39 ordinance, it was not the intention of the Board to repeal the Original Chapter 39
25 ordinance.

26 (4) One of the purposes of this Ordinance is to designate the Second
27 Chapter 39 as section 12.283 of the San Bernardino County Code, as accomplished in
28 Section 3 of this Ordinance. Another purpose of this Ordinance is to clarify and declare, as

1 accomplished in this finding, that the Chapter 39 enacted in the Original Chapter 39
2 ordinance remains in effect and has been in effect since its original adoption, despite the
3 enactment of the Second Chapter 39 ordinance. An additional purpose of this Ordinance is
4 to clarify and declare, as accomplished in this finding, that the Chapter 39 enacted in the
5 Second Chapter 39 ordinance has been in effect from the time of its original adoption and will
6 remain in effect pending the effective date of this Ordinance.

7 (c) With respect to Chapter 22 and Chapter 24 of Division 1 of Title 4 (hereinafter
8 "Chapter 22" and "Chapter 24") the Board finds and declares:

9 (1) On October 29, 1996 the Board adopted Ordinance No. 3669 that added
10 Chapter 22 to the San Bernardino County Code ("Original Chapter 22"). The Original
11 Chapter 22 deals with consumer protection business permits.

12 (2) On December 16, 1997 the Board adopted Ordinance No. 3704 that
13 again added a Chapter 22 to the San Bernardino County Code ("Second Chapter 22"). The
14 Second Chapter 22 deals with the issuance of filming permits and related fees.

15 (3) Because of a record keeping error, County staff was unaware that the
16 Original Chapter 22 ordinance had added a Chapter 22 and so inadvertently assigned the
17 same code designation to the Second Chapter 22 ordinance. In adopting the Second
18 Chapter 22 ordinance, it was not the intention of the Board to repeal the Original Chapter 22
19 ordinance.

20 (4) One of the purposes of this Ordinance is to designate the Second
21 Chapter 22 as Chapter 24 of the San Bernardino County Code, as accomplished in Section 4
22 of this Ordinance. Another purpose of this Ordinance is to clarify and declare, as
23 accomplished in this finding, that the Chapter 22 enacted in the Original Chapter 22
24 ordinance remains in effect and has been in effect since its original adoption, despite the
25 enactment of the Second Chapter 22 ordinance. An additional purpose of this Ordinance is
26 to clarify and declare, as accomplished in this finding, that the Chapter 22 enacted in the
27 Second Chapter 22 ordinance has been in effect from the time of its original adoption and will
28 remain in effect pending the effective date of this Ordinance.

1 (d) With respect to Chapter 23 of Division 1 of Title 4 (hereinafter "Chapter 23") the
2 Board finds and declares:

3 (1) On February 24, 1998 the Board adopted Ordinance No. 3712 that
4 added Chapter 23 to the San Bernardino Code. Chapter 23 deals with the issuance of still
5 photography permits and related fees.

6 (2) While Ordinance No. 3712 specifies that "Chapter 23 is added to
7 Division 1 of Title 4 of the San Bernardino County Code", the Ordinance incorrectly assigned
8 to each of the sections of Chapter 23 a number designation that would apply to sections in
9 Chapter 22 of Division 1 of Title 4.

10 (3) One of the purposes of this Ordinance is to correctly designate the
11 section numbers of Chapter 23, as accomplished in Section 5 of this Ordinance. Another
12 purpose of this Ordinance is to clarify and declare, as accomplished in this finding, that the
13 Chapter 22 enacted in the Original Chapter 22 ordinance and the Chapter 22 enacted in the
14 Second Chapter 22 ordinance, discussed in section (c), above, both remain in effect and
15 have been in effect since their original adoption, despite any incorrect section designations
16 contained in Ordinance No. 3712. An additional purpose of this Ordinance is to clarify and
17 declare, as accomplished in this finding, that the Ordinance No. 3712 was intended to and
18 did enact Chapter 23 and that said Chapter 23 has been in effect from the time of its original
19 adoption and will remain in effect pending the effective date of this Ordinance.
20

21 SECTION 2. Chapter 43 is added to Division 2 of Title 1 of the San Bernardino
22 County Code, to read:

23
24 **Chapter 43**

25 **Voluntary Campaign Expenditure Limits**

26 **Sections:**

27 12.4301 Intent and Purpose.

28 12.4302 Voluntary Expenditure Limits Established.

1 12.4303 Candidate for Local Office.

2
3 **12.4301 Intent and Purpose.**

4 This ordinance is adopted pursuant to article XI, section 7 of the California Constitution
5 and sections 85400 and 85706 of the California Government Code, and its purpose is to
6 establish voluntary expenditure limits for candidates for local office and controlled committees of
7 such candidates. Except as otherwise specified herein, the application of the voluntary
8 expenditure limits shall be governed by the provisions of the Political Reform Act of 1996 as
9 amended, as well as any implementing regulations adopted by the California Fair Political
10 Practices Commission.

11
12 **12.4302 Voluntary Expenditure Limits Established.**

13 No candidate for local office who voluntarily accepts expenditure ceilings or any
14 controlled committee of such a candidate shall make expenditures which, when combined,
15 exceed one dollar for each resident in the jurisdictional area from which the candidate is
16 elected. Resident population for each election shall be determined by the Registrar of Voters
17 12 months prior to the date of the election by using the most current population figures
18 available, either from the California Department of Finance and/or the Federal Census.
19 Resident population for each supervisorial district shall be deemed to be one fifth of the
20 population of the entire County. Resident population for each district from which a member of
21 the County Board of Education is elected shall be deemed to be one fifth of the population of
22 the entire County. All candidates for local office shall be informed of the voluntary limits by the
23 Registrar of Voters.

24
25 **12.4303 Candidate for Local Office.**

26 For purposes of this Chapter, the term "candidate for local office" shall include the
27 following: Members of the Board of Supervisors, Sheriff, District Attorney, Assessor, Treasurer-
28 Tax Collector, Auditor/Controller-Recorder, Coroner/Public Administrator/Public Guardian-

1 Conservator, Judges of the Superior Courts, Superintendent of Schools, and Members of the
2 County Board of Education.

3
4 SECTION 3. Section 12.283 is added to Chapter 28 of Division 2 of Title 1 of
5 the San Bernardino County Code, to read:

6
7 **12.283 Delegation of Investment Authority.**

8 Pursuant to Section 27000.1 of the California Government Code, the Board of
9 Supervisors hereby delegates to the County Treasurer-Tax Collector the authority to invest or
10 reinvest the funds of the County and of other depositors in the County treasury. The delegation
11 of authority shall be deemed to automatically annually renew and shall continue until the Board
12 of Supervisors by ordinance revokes it.

13
14 SECTION 4. Chapter 24 is added to Division 1 of Title 4 of the San Bernardino
15 County Code, to read:

16
17 **Chapter 24**

18 **Issuance of Filming Permits and Fees**

19 **Sections:**

- 20 41.2401 Purposes.
21 41.2402 Authority.
22 41.2403 Permits Required.
23 41.2404 Exemptions: Fees/Charges and Permits.
24 41.2405 Film Office.
25 41.2406 Notification of District.
26 41.2407 Film Office Liaison Functions.
27 41.2408 County Permits, Fees, Costs and Reimbursements.
28 41.2409 Billing Procedures.
41.2410 Indemnification.

- 1 41.2411 Insurance.
- 2 41.2412 Film Credits.
- 3 41.2413 Other Regulatory Provisions.

41.2401 Purposes.

Film, television, and commercial production play an important role in the economy of San Bernardino County that should be encouraged. This Chapter will further such activities within the County by authorizing a centralized Film Office that will coordinate Filming Permits and fee processing and encourage filming activity.

41.2402 Authority.

Pursuant to Sections 14999.20, 14999.21, 15335.22(d), 15338, and 65850.1(a) of the Government Code of the State of California, the Board of Supervisors has authority to adopt an ordinance governing the issuance of permits to engage in the use of property for occasional commercial filming on location, establishing a centralized County permit processing office, and authorizing use of a permit application form.

41.2403 Permits Required.

Except as set forth herein, a Filming Permit shall be required for all commercial filming done in the unincorporated area of San Bernardino County, or when facilities are used that belong to, are managed by, or are under the jurisdiction of the County of San Bernardino. Filming Permits shall, unless otherwise specified herein, be required for all visual recording processes that record motion.

41.2404 Exemptions: Fees/Charges and Permits.

(a) Full Exemptions:

The following uses are exempt from the requirement of obtaining a Filming Permit, but must otherwise comply with all applicable laws, rules and regulations:

1 (1) Activity at an existing approved film studio. A Filming Permit will only be
2 required if filming is done away from a permanent facility approved for such use;

3 (2) Filming activity for private or family use;

4 (3) Filming activity for use in criminal or civil proceedings;

5 (4) News Media filming activity;

6 (5) Filming activity for educational and governmental purposes;

7 (6) Local origination programs for cable television systems franchised with
8 the County; and

9 (7) Filming of emergencies including, but not limited to, fire, floods and
10 emergency police activities.

11 (b) Partial Exemptions:

12 The following users are required to apply for a Filming Permit and to pay all
13 fees, costs and reimbursements except for the Filming Permit Processing Fee referred to in
14 Section 41.2408(a) and set forth in Section 16.0210A of the San Bernardino County Code,
15 from which they are exempt.

16 (1) Charitable filming activity; and

17 (2) Filming activity by a student who has submitted a letter written on school
18 letterhead by a school administrator or instructor stating that the applicant is currently
19 enrolled in a recognized U.S. educational institution and that the film shall not be
20 commercially released in any manner whatsoever.

21
22 **41.2405 Film Office.**

23 The Board shall designate a liaison between persons seeking Filming Permits
24 ("Permittees") and the County, which liaison shall be referred to as the "Film Office." In
25 addition, the Film Office will promote filming activities in San Bernardino County, will assist
26 production companies in finding filming locations within San Bernardino County, will maintain
27 a location photograph library, will coordinated with local businesses for production company
28 support, and will serve as a marketing agent for the County.

1
2 **41.2406 Notification of District.**

3 Upon the filing of an application for a Filming Permit, the Film Office will give written
4 notification of the filing of the application to the County Supervisor for the district wherein the
5 filming will be done.
6

7 **41.2407 Film Office Liaison Functions.**

8 The Film Office will act as liaison between Permittees and the County for obtaining
9 Filming Permits and paying County fees and other costs. Each County department shall
10 have final approval or denial authority for use of the County properties for which it is
11 responsible, and for issuance of permits for which it is responsible. When necessary, the
12 Film Office may facilitate direct contact between Permittees and any County department or
13 employee. The Film Office shall remit to the County all fees, costs and reimbursements
14 collected on behalf of the County.

15 (a) County Administrative Office – All requests for use of County facilities must be
16 coordinated through the County Administrative Office or the designated department head for
17 the facility for which the request is being made.

18 (b) County Fire Department – Permittees shall comply, at all times, with the
19 Uniform Fire Code. On behalf of the County Fire Department, the Film Office will accept
20 applications for fire safety permits. The Film Office will remit all County Department fees and
21 gather the required information and documentation for submittal to the County Fire
22 Department. Once all requested information is received by the County Fire Department, the
23 application will be reviewed. When approved, fire safety permits shall be delivered by the
24 County Fire Department to the Film Office. The Film Office will then forward the fire safety
25 permits to the Permittee. The hard copy of the fire safety permit will be maintained on file
26 with the County Fire Department.
27
28

1 At the discretion of the County Fire Department, an event may require standby
2 fire department personnel or equipment for public safety. These costs shall be paid as set
3 forth hereafter.

4 (c) Sheriff's Department –

5 (1) Sheriff's Department's Facilities and Services.

6 The Film Office shall coordinate the assistance of the Sheriff's
7 Department in filming activities through the Public Affairs Division of the Sheriff's Department.
8 The Sheriff's Department shall charge Permittees for use of Sheriff's equipment, facilities and
9 services, and for reimbursement of the costs therefore.

10 (2) Bomb/Arson Unit.

11 On behalf of the San Bernardino County Sheriff's Department's
12 Bomb/Arson Unit, the Film Office will accept applications for renewal and reactivation of
13 explosive permits for special effects operators and will collect, and remit to the Sheriff's
14 Department, all applicable fees. Applicants for new explosive permits will be required to
15 present themselves in person at the Sheriff's Department for photographs and fingerprinting.
16 The Film Office will remit all explosive permit fees to the San Bernardino County Sheriff's
17 Department and forward the required documentation to the Sheriff's Department's
18 Bomb/Arson Unit. A photocopy of the applicant's pyrotechnic/special effects operator's
19 license must accompany the application.

20 Applicants for explosive permits, and holders thereof, shall at all times
21 comply with all laws, regulations and ordinances concerning explosives and pyrotechnic
22 devices including, but not limited to, Division 11 of the Health and Safety Code (Health and
23 Safety Code Section 12000, et seq.) regulations promulgated by the State Fire Marshal, and
24 Section 45.011 of the San Bernardino County Code.

25 (d) Department of Public Health, Division of Environmental Health Services – The
26 Division of Environmental Health Services of the County will provide assistance to the Film
27 Office as needed. All filming sites shall be kept in a safe and sanitary condition. All trash
28 shall be contained in proper receptacles and disposed of by a San Bernardino County

1 permitted refuse hauler. All pumping of portable toilets must be done by a liquid waste
2 hauler with a permit from San Bernardino County. Food vehicles and food caterers shall be
3 approved and permitted by Environmental Health Services prior to filming, if food is to be
4 provided on site, unless otherwise agreed by Environmental Health Services. To expedite
5 this process, the Film Office will gather the required information and documentation for
6 submittal to Environmental Health Services. All required fees will be paid to the Film Office
7 and forwarded to Environmental Health Services.

8 (e) County Parks and County Museums –

9 (1) Regional Parks - The Film Office will coordinate filming activity involving
10 County Parks through the Department of Public Works, specifically the Regional Parks
11 Division. The Film Office will accept applications for filming activity and gather all required
12 documentation and information from the applicant. A completed application and supporting
13 documentation will be submitted by the Film Office to the Regional Parks Division for its
14 review and approval. The Regional Parks Division will determine if any park personnel will
15 be required to be present during filming. The Regional Parks Division will forward approved
16 permits to the Film Office and maintain a hard copy on file until such time as it may be
17 destroyed pursuant to law.

18 (2) County Museum - The Film Office will coordinate filming activity involving
19 County Museums through County Museum. The Film Office will accept applications for
20 filming activity and gather all required documentation and information from the applicant. A
21 completed application and supporting documentation will be submitted by the Film Office to
22 County Museum for its review and approval. County Museum will determine if any museum
23 personnel will be required to be present during filming. County Museum will forward
24 approved permits to the Film Office and maintain a hard copy on file until such time as it may
25 be destroyed pursuant to law.

26 (f) Transportation/Flood Control Department – On behalf of the
27 Transportation/Flood Control Department, the Film Office will accept applications and fees for
28 filming activity and for road encroachment permits. The Film Office will obtain all necessary

1 information from a Permittee and supply it to the Department. The Film Office will pay to the
2 Transportation/Flood Control Department all fees and other monies collected from a
3 Permittee. If the activity must be approved by the California Highway Patrol, a permit will not
4 be issued until proof of such approval is submitted to the Transportation/Flood Control
5 Department, directly or via the Film Office. When approved, the permit will be forwarded to
6 the Film Office which will then forward the permit to the Permittee. The Transportation/Flood
7 Control Department will retain the hard copy on file until such time as it may be destroyed
8 pursuant to law.

9 (g) Airports Department - On behalf of the San Bernardino County Airports
10 Department, the Film Office will accept applications and fees for filming activity on County
11 controlled airports. The Film Office will forward all required fees to the Airports Department,
12 collect all necessary information and documentation from the Permittee, and provide it to the
13 Airports Department. When approved by the Airports Department, the permit will be
14 forwarded to the Film Office, which will then forward it to the Permittee. A hard copy of the
15 permit will be maintained on file with the Airports Department until such time as it may be
16 destroyed pursuant to law.

17 (h) Building & Safety Division - When applicable, the Building and Safety Division
18 will review and approve Permit applications that involve the construction of new sets, or the
19 physical alteration of existing buildings within the County unincorporated areas. This activity
20 will be coordinated through the Film Office, which will accept applications from Permittees
21 and will pay to the Building and Safety Division any fees that the Film Office collects on its
22 behalf. The Film Office may refer Permittees to the Building and Safety Division when direct
23 contact would expedite processing the permit application.

24 (i) Special Districts Department - On behalf of the Special Districts Department,
25 the Film Office will accept applications and fees for filming activities in areas under the
26 jurisdiction of, or facilities managed or administered by, the Special Districts Department
27 including, but not limited to, Board-governed special districts, County Service Areas, Lake
28 Arrowhead Dam, and other facilities. Such facilities include various roads, cemeteries, parks

1 and recreation areas, zoos, open space, water and sanitation facilities and other facilities
2 throughout San Bernardino County. In addition to fees for use of areas, facilities, and
3 services, Permittees shall pay a non-refundable fee for temporary use or closure of a road,
4 the excavation of a trench, and the placement of meters and locks on hydrants used to
5 provide water for filming purposes.

6 The Film Office will coordinate construction and safety inspections, where
7 necessary, by the Special Districts Department and by the Building and Safety Division of
8 any construction by Permittee acting under the jurisdiction of the Special Districts
9 Department.

10 The Film Office will obtain all necessary information from the Permittee and
11 supply it to the Special Districts Department. The Film Office will pay to the Special Districts
12 Department all fees and other monies collected from the Permittee on behalf of the Special
13 Districts Department. The Special Districts Department will retain the hard copy of any
14 permits it may issue until such time as the permits may be destroyed pursuant to law.

15
16 **41.2408 County Permits, Fees, Costs and Reimbursements.**

17 Prior to the issuance of a Permit, the Permittee must pay the applicable fees and
18 deposits set forth herein, and in other applicable laws, ordinances, rules and regulations.
19 Such fees shall be collected by the Film Office and paid over to the appropriate County
20 department, except for the Film Permit Processing Fees, which shall be retained by the Film
21 Office.

22 (a) Filming Permit Processing Fees - Filming Permit Processing Fees are set forth
23 in Section 16.0210A of the San Bernardino County Code. Such fees shall be paid to the Film
24 Office which shall keep them for payment of its services.

25 (b) County Fire Department Fees - In the event that any fire safety permits are
26 required, they shall be obtained through the Film Office from the local fire department or
27 County Fire Department, as appropriate. The County Fire Department will distribute
28 information to, and coordinate actions with, local fire departments, as appropriate.

1 At the discretion of the fire department with jurisdiction over the area where the
2 filming will be done, an event may require fire department personnel or equipment for public
3 safety. These costs shall be paid prior to the event. The County Fire Department shall
4 charge the fees for fire safety permits set forth in Section 16.0211A(b) of the San Bernardino
5 County Code, and shall charge for necessary fire department personnel or equipment
6 pursuant to the Uniform Fire Code, as amended. Such fees may be paid to the Film Office,
7 which will remit them to the appropriate fire agency.

8 (c) Sheriff's Department - The Sheriff's Department may negotiate directly, or
9 through the Film Office, for use of Sheriff's Department Equipment, facilities and services,
10 and for reimbursement of the costs thereof. In the event that a Class I Explosive is to be
11 utilized for any part of the Permittee's Filming Activity, an Explosive Permit must be obtained
12 from the San Bernardino County Sheriff's Department. Fees charged by the Sheriff's
13 Department are set forth in Section 16.0226 of the San Bernardino County Code. Unless
14 otherwise directed by the Film Office, the fees shall be paid by the Permittee to the Film
15 Office prior to issuance of the permit. All fees shall be paid by the Film Office to the Sheriff's
16 Department.

17 (d) Road Encroachment Permit, Trench Excavation, Flood Control Permits - If the
18 filming activity will involve the temporary use or closure of a County road or highway,
19 excavation of a trench, or use or disturbance of a flood control channel, a non-refundable
20 permit must be obtained through the Film Office from the San Bernardino County
21 Transportation and flood Control Department. These permits must be obtained even if the
22 use is otherwise exempt pursuant to Section 41.2404. Fees for road use or closure, and fees
23 for trench excavation are respectively set forth in Sections 16.0225(a) and (b) of the San
24 Bernardino County Code. Fees concerning use, access and disturbance of flood control
25 channels, and related matters, are set forth in Section 16.0212 of the San Bernardino County
26 Code.

27 (e) Environmental Health Services - If, during the filming, the Permittee operates a
28 food concession, the Permittee shall pay the fees set forth in Section 16.0213B of the San

1 Bernardino Code, as amended. If a subcontractor of Permittee, or an independent
2 contractor, provides a food concession, such person, and not the Permittee, shall be
3 responsible for payment of the fees set forth in Section 16.0213B of the San Bernardino
4 County Code, as amended.

5 (f) Airport Use Fees - The Film Office shall charge, collect, and remit to the
6 Airports Department the fees set forth in Section 16.022 of the San Bernardino County Code.

7 (g) Museum Fees - If the services or facilities of the County Museum are used by
8 the Permittee, the Permittee shall pay the fees and charges set forth in Section 16.0218 of
9 the San Bernardino County Code, as amended, to the Film Office which shall remit them to
10 the County Museum.

11 (h) Regional Park Fees - If using the facilities or services of the Regional Parks,
12 Permittee shall pay the fees and charges set forth in Section 16.0223 of the San Bernardino
13 County Code, as amended, or such other fees and charges as may be charged by the
14 Regional Parks Division of the Department of Public Works. The fees and charges shall be
15 paid to the Film Office, which shall immediately remit them to the Regional Parks Division.

16 (i) Special Districts Department - The Film Office shall charge, collect, and
17 immediately remit to the Special Districts Department the fees set forth in Section 16.0226A
18 of the San Bernardino County Code, as amended, and such other fees and charges as may
19 be charged by the Special Districts Department.

20 The Film Office shall also collect any fees, including fees for coordinated
21 permits, that the Permittee may need for water and/or sanitation services within the
22 jurisdiction of the Special Districts Department. Additional fees may be collected for meters
23 and locks that may be necessary for the use of hydrants to provide water for uses other than
24 that of the County Fire Department.

25 (j) Other County Departments - If Permittee uses County services, or property
26 owned, leased, or managed by a County department other than those listed herein,
27 Permittee shall pay the Film Office such charges as are provided in the San Bernardino
28 County Code, as amended, or that may be required by the department directly or through the

1 Film Office. The Film Office shall collect such charges and forward them to the appropriate
2 department.

3
4 **41.2409 Billing Procedures.**

5 All projected fees, reimbursements and costs must be paid to the Film Office prior to
6 the issuance of a Permit. Upon completion of the project for which the Permit was issued,
7 reimbursements and costs actually incurred shall be determined. Overpayments will be
8 returned by the Film Office within 30 days from the conclusion of the activity.
9 Underpayments will be billed to Permittee by the Film Office and are due within 30 days of
10 the day the billing is mailed. Should the underpayments not be timely paid, the affected
11 County department may pursue collection of the underpayment.

12
13 **41.2410 Indemnification.**

14 The Permittee agrees, as a condition of receiving a Permit, to indemnify, defend and
15 hold harmless the County of San Bernardino, the San Bernardino County Flood Control
16 District and all Districts, County Service Areas, and other entities governed by the San
17 Bernardino County Board of Supervisors along with their authorized officers, employees,
18 agents and volunteers from any and all claims, actions, losses, damages, and/or liability
19 arising out of the filming activity from any cause or source whatsoever, including, but not
20 limited to, the acts, errors or omissions of any person, and for any costs or expenses incurred
21 by any of the aforementioned entities and individuals on account of any claim therefor,
22 except where prohibited by law. Permittee further agrees to be responsible for payment of
23 any medical charges incurred at any County facility as a result of injury to any person arising
24 out of the filming or still photography activity.

25
26 **41.2411 Insurance.**

1 (a) Types of Insurance - Without in any way affecting the indemnity provided
2 herein, and in addition thereto, the Permittee shall, at its sole expense, maintain at all times
3 the following types of insurance with limits as shown:

4 (1) Comprehensive General and Automobile Liability Insurance - This
5 coverage to include contractual coverage and automobile coverage for owned, hired and
6 non-owned vehicles. The policy shall have combined single limits for bodily injury and
7 property damage of not less than one million dollars (\$1,000,000).

8 (2) Pyrotechnic Liability Insurance - In the event that a Class I Explosive
9 permit is to be utilized for any part of the Permittee's Filming Activity, the Permittee will be
10 required to obtain specific pyrotechnic coverage at an amount to be determined by the
11 County Risk Manager as suitable for the scope of the planned pyrotechnic/special effects
12 explosion(s). The minimum requirement for any pyrotechnic coverage policy shall be
13 combined single limits for bodily injury and property damage of not less than two million
14 dollars (\$2,000,000) per occurrence.

15 (3) Aircraft Liability Insurance - (when applicable), with combined single
16 limits of \$10,000,000 for bodily injury (including passengers), death and property damage.

17 (4) Workers' Compensation - A program of Workers' Compensation
18 insurance or a state-approved Self-Insurance Program in an amount and form to meet all
19 applicable requirements of the Labor Code of the State of California, including Employer's
20 Liability with \$250,000 limits, covering all persons providing services on behalf of the
21 Permittee and all risks to such persons. Permittee shall also require all subcontractors to
22 maintain such a program of Workers' Compensation insurance for all persons providing
23 services on behalf of the subcontractors.

24 (b) Policy Provisions:

25 (1) Additional Named Insured - All policies, except for Workers'
26 Compensation policies, shall contain additional endorsements naming the County and its
27 officers, employees, agents and volunteers as additional named insured with respect to
28 liabilities arising out of Permittee's filming activities.

1 (2) Waiver of Subrogation Rights - Permittee shall require the carriers of the
2 above required coverages to waive all rights of subrogation against the County, its officers,
3 employees, agents, volunteers, contractors and subcontractors.

4 (3) Policies Primary and Non-Contributory - All policies required above are
5 to be primary and non-contributory with any insurance or self-insurance programs carried or
6 administered by the County.

7 (c) Proof of Coverage - Permittee shall, prior to issuance of the Filming Permit,
8 furnish certificates of insurance to the Film Office evidencing the insurance coverage,
9 including endorsements, above required, which certificates shall provide that such insurance
10 shall not be terminated or expire, prior to expiration of the Filming Permit, without thirty (30)
11 days written notice to the Film Office, and Permittee shall maintain such insurance
12 throughout the period of the Permit.

13 (d) Insurance Review - The above insurance requirements are subject to periodic
14 review by the County. The County's Risk Manager is authorized, but not required, to reduce
15 or waive any of the above insurance requirements whenever the Risk Manager determines
16 that any of the above insurance is not available, is unreasonably priced, or is not needed to
17 protect the interests of the County. In addition, if the Risk Manager determines that
18 heretofore unreasonably priced or unavailable types of insurance coverage or coverage limits
19 become reasonably priced or available, the Risk Manager is authorized, but not required, to
20 change the above insurance requirements to require additional types of insurance coverage
21 or higher coverage limits, provided that any such change is reasonable in light of past claims
22 against the County, inflation, or any other item reasonably related to the County's risk.

23
24 **41.2412 Film Credits.**

25 The County of San Bernardino requests to be listed in the film credits.

26
27 **41.2413 Other Regulatory Provisions.**

1 Compliance with the provisions of this Chapter does not exempt a Permittee from
2 compliance with other requirements of this Code, with the laws of the State of California, and
3 with the laws of the United States.

4
5 SECTION 5. Chapter 23 of Division 1 of Title 4 of the San Bernardino County
6 Code is amended, to read:

7
8 **Chapter 23**

9 **ISSUANCE OF STILL PHOTOGRAPHY PERMITS AND FEES**

10 **Sections:**

- 11 41.2301 Purposes.
12 41.2302 Authority.
13 41.2303 Permits Required.
14 41.2304 Exemptions: Fees/Charges and Permits.
15 41.2305 Film Office.
16 41.2306 Notification of District.
17 41.2307 Film Office Liaison Functions.
18 41.2308 County Permits, Fees, Costs and Reimbursements.
19 41.2309 Billing Procedures.
20 41.2310 Indemnification.
21 41.2311 Insurance.
22 41.2312 Film Credits.
23 41.2313 Other Regulatory Provisions.

24
25 **41.2301 Purposes.**

26 Still Photography plays an important role in the economy of San Bernardino County
27 that should be encouraged. This Chapter will further such activities within the County by

1 authorizing a centralized Film Office that will coordinate the issuance of Still Photography
2 Permits and fee processing and encourage such activity.

3
4 **41.2302 Authority.**

5 Pursuant to Sections 14999.20, 14999.21, 15335.22(d), 15338, and 65850.1(a) of the
6 Government Code of the State of California, the Board of Supervisors has authority to adopt
7 an ordinance governing the issuance of Still Photography Permits to engage in occasional
8 commercial still photography on location, establishing a centralized County permit processing
9 office, and authorizing use of a permit application form.

10
11 **41.2303 Permits Required.**

12 Except as set forth herein, a Still Photography Permit is required unless a Filming
13 Permit has already been obtained. However a Still Photography Permit shall only be
14 required if the photographic activity is done in the unincorporated area of San Bernardino
15 County; uses lands that belong to, are managed by, or are under the jurisdiction of the
16 County of San Bernardino; and otherwise requires the issuance of a permit by the County of
17 San Bernardino.

18 All other uses for commercial or non-commercial purposes are not required to obtain a
19 Permit even if the photographer uses tripods, flashbulbs, strobe lights, portable view
20 cameras, or interchangeable lenses.

21
22 **41.2304 Exemptions: Fees/Charges and Permits.**

23 (a) Full Exemptions:

24 The following uses are exempt from the requirement of obtaining a Still
25 Photography Permit, but must otherwise comply with all applicable laws, rules, and
26 regulations:

1 (1) Still photography at an existing approved film studio. A Still Photography
2 Permit will only be required if photography is done away from a permanent facility approved
3 for such use;

4 (2) Still photography for private or family use;

5 (3) Still photography for use in criminal or civil proceedings;

6 (4) News media still photography;

7 (5) Still photography for educational and governmental purposes;

8 (6) Still photography for use in local origination programs for cable television
9 systems franchised by the County;

10 (7) Still photography of emergencies including, but not limited to, fire, floods
11 and emergency police activities; and

12 (8) Still photography on private or public land, except when the issuance of
13 some other permit from the County is otherwise required.

14 (b) Partial Exemptions:

15 The following users are required to apply for a Still Photography Permit and to
16 pay all fees, costs and reimbursements except for the Still Photography Permit Processing
17 Fee referred to in Section 41.2308(a) and set forth in Section 16.0210B of the San
18 Bernardino County Code, from which they are exempt:

19 (1) Still photography for use by a charity; and

20 (2) Still photography by a student who has submitted a letter written on
21 school letterhead by a school administrator or instructor stating that the student is currently
22 enrolled in a recognized U. S. educational institution and that the still photographs shall
23 not be commercially released in any manner whatsoever.

24
25 **41.2305 Film Office.**

26 The Board shall designate a liaison between persons seeking Still Photography
27 Permits ("Permittees") and the County, which liaison shall be referred to as the "Film Office."
28 In addition, the Film Office will promote still photography in San Bernardino County, will

1 assist production companies in finding suitable locations within San Bernardino County, will
2 maintain a location photograph library, will coordinate with local businesses for production
3 company support, and will serve as a marketing agent for the County.

4
5 **41.2306 Notification of District.**

6 Upon the filing of an application for a Still Photography Permit, the Film Office will give
7 written notification of the filing of the application to the County Supervisor for the district
8 wherein the photography will be done.

9
10 **41.2307 Film Office Liaison Functions.**

11 The Film Office will act as liaison between Permittees and the County for obtaining
12 Still Photography Permits and paying County fees and other costs. Each County department
13 shall have final approval or denial authority for use of the County properties for which it is
14 responsible, and for issuance of permits for which it is responsible. When necessary, the
15 Film Office may facilitate direct contact between Permittees and any County department or
16 employee. The Film Office shall remit to the County all fees, costs and reimbursements
17 collected on behalf of the County.

18 (a) County Administrative Office – All requests for use of County facilities must be
19 coordinated through the County Administrative Office or the designated department head for
20 the facility for which the request is being made.

21 (b) County Fire Department - Permittees shall comply, at all times, with the Uniform
22 Fire Code. On behalf of the County Fire Department, the Film Office will accept applications
23 for fire safety permits. The Film Office will remit all County Fire Department fees and gather
24 the required information and documentation for submittal to the County Fire Department.
25 Once all requested information is received by the County Fire Department, the application
26 will be reviewed. When approved, fire safety permits shall be delivered by the County Fire
27 Department to the Film Office. The Film Office will then forward the fire safety permits to the

1 Permittee. The hard copy of the fire safety permit will be maintained on file with the County
2 Fire Department.

3 At the discretion of the County Fire Department, an event may require standby
4 fire department personnel or equipment for public safety. These costs shall be paid as set
5 forth hereafter.

6 (c) Sheriff's Department -

7 (1) Sheriff's Department's Facilities and Services.

8 The Film Office shall coordinate the assistance of the Sheriff's
9 Department in photographic activities through the Public Affairs Division of the Sheriff's
10 Department. The Sheriff's Department shall charge Permittees for use of Sheriff's
11 Department equipment, facilities and services, and for reimbursement of the costs therefor.

12 (2) Bomb/Arson Unit.

13 On behalf of the San Bernardino County Sheriff's Department's
14 Bomb/Arson Unit, the Film Office will accept applications for renewal and reactivation of
15 explosive permits for special effects operators and will collect, and remit to the Sheriff's
16 Department, all applicable fees. Applicants for new explosive permits will be required to
17 present themselves in person at the Sheriff's Department for photographs and fingerprinting.
18 The Film Office will remit all explosive permit fees to the San Bernardino County Sheriff's
19 Department and forward the required documentation to the Sheriff's Department's
20 Bomb/Arson Unit. A photocopy of the applicants' pyrotechnic/special effects operator's
21 license must accompany the application.

22 Applicants for explosive permits, and holders thereof, shall at all times
23 comply with all laws, regulations and ordinances concerning explosives and pyrotechnic
24 devices including, but not limited to, Division 11 of the Health and Safety Code (Health and
25 Safety Code Section 12000, et seq.), regulations promulgated by the State Fire Marshal, and
26 Section 45.011 of the San Bernardino County Code.

27 (d) Department of Public Health, Division of Environmental Health Services - The
28 Division of Environmental Health Services of the County will provide assistance to the Film

Office as needed. All sites used for still photography shall be kept in a safe and sanitary condition. All trash shall be contained in proper receptacles and disposed of by a San Bernardino County permitted refuse hauler. All pumping of portable toilets must be done by a liquid waste hauler with a permit from San Bernardino County. Food vehicles and food caterers shall be approved and permitted by Environmental Health Services, if food is to be provided on site, unless otherwise agreed by Environmental Health Services. To expedite this process, the Film Office will gather the required information and documentation for submittal to Environmental Health Services. All required fees will be paid to the Film Office and forwarded to Environmental Health Services.

(e) County Parks and County Museums –

(1) Regional Parks - The Film Office will coordinate filming activity involving County Parks through the Department of Public Works, specifically the Regional Parks Division. The Film Office will accept applications for Still Photography Permits and gather all required documentation and information from the applicant. A completed application and supporting documentation will be submitted by the Film Office to the Regional Parks Division for its review and approval. The Regional Parks Division will determine if any park personnel will be required to be present during still photographic activity. The Regional Parks Division will forward approved permits to the Film Office and maintain a hard copy on file until such time as it may be destroyed pursuant to law.

(2) County Museum - The Film Office will coordinate filming activity involving County Museums through County Museum. The Film Office will accept applications for Still Photography Permits and gather all required documentation and information from the applicant. A completed application and supporting documentation will be submitted by the Film Office to County Museum for its review and approval. County Museum will determine if any museum personnel will be required to be present during still photographic activity. County Museum will forward approved permits to the Film Office and maintain a hard copy on file until such time as it may be destroyed pursuant to law.

1 (f) Transportation/Flood Control Department - On behalf of the
2 Transportation/Flood Control Department, the Film Office will accept applications and fees for
3 still photographic activities that require road encroachment, or other permits administered by
4 the Transportation/Flood Control Department. The Film Office will obtain all necessary
5 information from a Permittee and supply it to the Department. The Film Office will pay to the
6 Transportation/Flood Control Department all fees and other monies collected from a
7 Permittee. If the activity must be approved by the California Highway Patrol, a permit will not
8 be issued until proof of such approval is submitted to the Transportation/Flood Control
9 Department, directly or via the Film Office. When approved, the permit will be forwarded to
10 the Film Office which will then forward the permit to the Permittee. The Transportation/Flood
11 Control Department will retain the hard copy on file until such time as it may be destroyed
12 pursuant to law.

13 (g) Airports Department - On behalf of the San Bernardino County Airports
14 Department, the Film Office will accept applications and fees for still photography on County
15 controlled airports. The Film Office will forward all required fees to the Airports Department,
16 collect all necessary information and documentation from the Permittee, and provide it to the
17 Airports Department. When approved by the Airports Department, the Still Photography
18 Permit will be forwarded to the Film Office, which will then forward it to the Permittee. A hard
19 copy of any permit issued by the Airports Department will be maintained on file with the
20 Airports Department until such time as it may be destroyed pursuant to law.

21 (h) Building & Safety Division - When applicable, the Building and Safety Division
22 will review and approve Still Photography Permit applications that involve the construction of
23 new sets, or the physical alteration of existing buildings within the County unincorporated
24 areas. This activity will be coordinated through the Film Office, which will accept applications
25 from Permittees and will pay to the Building and Safety Division any fees that the Film Office
26 collects on its behalf. The Film Office may refer Permittees to the Building and Safety
27 Division when direct contact would expedite processing the permit application.

1 (i) Special Districts Department - On behalf of the Special Districts Department,
2 the Film Office will accept applications and fees for still photography activities in areas under
3 the jurisdiction of, or facilities managed or administered by, the Special Districts Department
4 including, but not limited to, Board-governed special districts, County Service Areas, Lake
5 Arrowhead Dam, and other facilities. Such facilities include various roads, cemeteries, parks
6 and recreation areas, zoos, open space, water and sanitation facilities and other facilities
7 throughout San Bernardino County. In addition to fees for use of areas, facilities, and
8 services, Permittees shall pay a non-refundable fee for temporary use or closure of a road,
9 the excavation of a trench, and the placement of meters and locks on hydrants used to
10 provide water for the purpose of taking still photographs.

11 The Film Office will coordinate construction and safety inspections, where
12 necessary, by the Special Districts Department and by the Building and Safety Division of
13 any construction by Permittee acting under the jurisdiction of the Special Districts
14 Department.

15 The Film Office will obtain all necessary information from the Permittee and
16 supply it to the Special Districts Department. The Film Office will pay to the Special Districts
17 Department all fees and other monies collected from the Permittee on behalf of the Special
18 Districts Department. The Special Districts Department will retain the hard copy of any
19 permits it may issue until such time as the permits may be destroyed pursuant to law.
20

21 **41.2308 County Permits, Fees, Costs and Reimbursements.**

22 Prior to the issuance of a Still Photography Permit, the Permittee must pay the
23 applicable fees and deposits set forth herein, and in other applicable laws, ordinances, rules
24 and regulations. Such fees shall be collected by the Film Office and paid over to the
25 appropriate County department, except for the Still Photography Permit Processing Fees,
26 which shall be retained by the Film Office.
27

1 (a) Film Permit Processing Fees - Still Photography Permit Processing Fees are
2 set forth in Section 16.0210B of the San Bernardino County Code. Such fees shall be paid to
3 the Film Office which shall keep them for payment of its services.

4 (b) County Fire Department Fees - In the event that any fire safety permits are
5 required, they shall be obtained through the Film Office from the local fire department or
6 County Fire Department, as appropriate. The County Fire Department will distribute
7 information to, and coordinate actions with, local fire departments, as appropriate.

8 At the discretion of the fire department with jurisdiction over the area where the
9 still photography will be done, an event may require fire department personnel or equipment
10 for public safety. These costs shall be paid prior to the event. The County Fire Department
11 shall charge the fees for fire safety permits set forth in Section 16.0211A(b) of the San
12 Bernardino County Code, and shall charge for necessary fire department personnel or
13 equipment pursuant to the Uniform Fire Code, as amended. Such fees may be paid to the
14 Film Office, which will remit them to the appropriate fire agency.

15 (c) Sheriff's Department - The Sheriff's Department may negotiate directly, or
16 through the Film Office, for use of Sheriff's Equipment, facilities and services, and for
17 reimbursement of the costs thereof. In the event that a Class I Explosive is to be utilized for
18 any part of the Permittee's activity, an Explosive Permit must be obtained from the San
19 Bernardino County Sheriff's Department. Fees charged by the Sheriff's Department are set
20 forth in Section 16.0226 of the San Bernardino County Code. Unless otherwise directed by
21 the Film Office, the fees shall be paid by the Permittee to the Film Office prior to issuance of
22 the permit. All fees shall be paid by the Film Office to the Sheriff's Office.

23 (d) Road Encroachment Permit, Trench Excavation, Flood Control Permits - If the
24 photographic activity will involve the temporary use or closure of a County road or highway,
25 excavation of a trench, or use or disturbance of a flood control channel, a non-refundable
26 permit must be obtained through the Film Office from the San Bernardino County
27 Transportation and flood Control Department. These permits must be obtained even if the
28 use is otherwise exempt pursuant to Section 41.2304. Fees for road use or closure, and fees

1 for trench excavation are respectively set forth in Sections 16.0225(a) and (b) of the San
2 Bernardino County Code. Fees concerning use, access and disturbance of flood control
3 channels, and related matters, are set forth in Section 16.0212 of the San Bernardino County
4 Code.

5 (e) Environmental Health Services - If, during the photographic activity the
6 Permittee operates a food concession, the Permittee shall pay the fees set forth in Section
7 16.0213B of the San Bernardino Code, as amended. If a subcontractor of Permittee, or an
8 independent contractor, provides a food concession, such person, and not the Permittee,
9 shall be responsible for payment of the fees set forth in Section 16.0213B of the San
10 Bernardino County Code, as amended.

11 (f) Airport Use Fees - The Film Office shall charge, collect, and remit to the
12 Airports Department the fees set forth in Section 16.022 of the San Bernardino County Code.

13 (g) Museum Fees - If the services or facilities of the County Museum are used by
14 the Permittee, the Permittee shall pay the fees and charges set forth in Section 16.0218 of
15 the San Bernardino County Code, as amended, to the Film Office which shall remit them to
16 the County Museum.

17 (h) Regional Park Fees - If using the facilities or services of the Regional Parks,
18 Permittee shall pay the fees and charges set forth in Section 16.0223 of the San Bernardino
19 County Code, as amended, or such other fees and charges as may be charged by the
20 Regional Parks Division of the Department of Public Works. The fees and charges shall be
21 paid to the Film Office, which shall immediately remit them to the Regional Parks Division.

22 (i) Special Districts Department - The Film Office shall charge, collect, and
23 immediately remit to the Special Districts Department the fees set forth in Section 16.0226A
24 of the San Bernardino County Code, as amended, and such other fees and charges as may
25 be charged by the Special Districts Department.

26 The Film Office shall also collect any fees, including fees for coordinated
27 permits, that the Permittee may need for water and/or sanitation services within the
28 jurisdiction of the Special Districts Department. Additional fees may be collected for meters

1 and locks that may be necessary for the use of hydrants to provide water for uses other than
2 that of the County Fire Department.

3 (j) Other County Departments - If Permittee uses County services, or property
4 owned, leased, or managed by a County department other than those listed herein,
5 Permittee shall pay the Film Office such charges as are provided in the San Bernardino
6 County Code, as amended, or that may be required by the department directly or through the
7 Film Office. The Film Office shall collect such charges and forward them to the appropriate
8 department.

9
10 **41.2309 Billing Procedures.**

11 All projected fees, reimbursements and costs must be paid to the Film Office prior to
12 the issuance of a Permit. Upon completion of the project for which the Permit was issued,
13 reimbursements and costs actually incurred shall be determined. Overpayments will be
14 returned by the Film Office within 30 days from the conclusion of the activity.
15 Underpayments will be billed to Permittee by the Film Office and are due within 30 days of
16 the day the billing is mailed. Should the underpayments not be timely paid, the affected
17 County department may pursue collection of the underpayment.

18
19 **41.2310 Indemnification.**

20 The Permittee agrees, as a condition of receiving a Still Photography Permit, to
21 indemnify, defend and hold harmless the County of San Bernardino, the San Bernardino
22 County Flood Control District and all Districts, County Service Areas, and other entities
23 governed by the San Bernardino County Board of Supervisors along with their authorized
24 officers, employees, agents and volunteers from any and all claims, actions, losses,
25 damages, and/or liability arising out of the photographic activity from any cause or source
26 whatsoever, including, but not limited to, the acts, errors or omissions of any person, and for
27 any costs or expenses incurred by any of the aforementioned entities and individuals on
28 account of any claim therefor, except where prohibited by law. Permittee further agrees to be

1 responsible for payment of any medical charges incurred at any County facility as a result of
2 injury to any person arising out of the photographic activity.

3
4 **41.2311 Insurance.**

5 (a) Types of Insurance - Without in any way affecting the indemnity provided
6 herein, and in addition thereto, the Permittee shall, at its sole expense, maintain at all times
7 the following types of insurance with limits as shown:

8 (1) Comprehensive General and Automobile Liability Insurance - This
9 coverage to include contractual coverage and automobile coverage for owned, hired and
10 non-owned vehicles. The policy shall have combined single limits for bodily injury and
11 property damage of not less than one million dollars (\$1,000,000).

12 (2) Pyrotechnic Liability Insurance - In the event that a Class I Explosive
13 permit is to be utilized for any part of the Permittee's Filming Activity, the Permittee will be
14 required to obtain specific pyrotechnic coverage at an amount to be determined by the
15 County Risk Manager as suitable for the scope of the planned pyrotechnic/special effects
16 explosion(s). The minimum requirement for any pyrotechnic coverage policy shall be
17 combined single limits for bodily injury and property damage of not less than two million
18 dollars (\$2,000,000) per occurrence.

19 (3) Aircraft Liability Insurance - (when applicable), with combined single
20 limits of \$10,000,000 for bodily injury (including passengers), death and property damage.

21 (4) Workers' Compensation - A program of Workers' Compensation
22 insurance or a state-approved Self-Insurance Program in an amount and form to meet all
23 applicable requirements of the Labor Code of the State of California, including Employer's
24 Liability with \$250,000 limits, covering all persons providing services on behalf of the
25 Permittee and all risks to such persons. Permittee shall also require all subcontractors to
26 maintain such a program of Workers' Compensation insurance for all persons providing
27 services on behalf of the subcontractors.

28 (b) Policy Provisions:

1 (1) Additional Named Insured - All policies, except for Workers'
2 Compensation policies, shall contain additional endorsements naming the County and its
3 officers, employees, agents and volunteers as additional named insured with respect to
4 liabilities arising out of Permittee's photographic activities.

5 (2) Waiver of Subrogation Rights - Permittee shall require the carriers of the
6 above required coverages to waive all rights of subrogation against the County, its officers,
7 employees, agents, volunteers, contractors and subcontractors.

8 (3) Policies Primary and Non-Contributory - All policies required above are
9 to be primary and non-contributory with any insurance or self-insurance programs carried or
10 administered by the County.

11 (c) Proof of Coverage - Permittee shall, prior to issuance of the Still Photography
12 Permit, furnish certificates of insurance to the Film Office evidencing the insurance coverage,
13 including endorsements, above required, which certificates shall provide that such insurance
14 shall not be terminated or expire, prior to expiration of the Still Photography Permit, without
15 thirty (30) days written notice to the Film Office, and Permittee shall maintain such insurance
16 throughout the period of the Permit.

17 (d) Insurance Review - The above insurance requirements are subject to periodic
18 review by the County. The County's Risk Manager is authorized, but not required, to reduce
19 or waive any of the above insurance requirements whenever the Risk Manager determines
20 that any of the above insurance is not available, is unreasonably priced, or is not needed to
21 protect the interests of the County. In addition, if the Risk Manager determines that
22 heretofore unreasonably priced or unavailable types of insurance coverage or coverage limits
23 become reasonably priced or available, the Risk Manager is authorized, but not required, to
24 change the above insurance requirements to require additional types of insurance coverage
25 or higher coverage limits, provided that any such change is reasonable in light of past claims
26 against the County, inflation, or any other item reasonably related to the County's risk.

27
28 **41.2312 Film Credits.**

1 The County of San Bernardino requests to be listed on any credits.

2
3 **41.2313 Other Regulatory Provisions.**

4 Compliance with the provisions of this Chapter does not exempt a Permittee from
5 compliance with other requirements of this Code with the laws of the State of California, and
6 with the laws of the United States.

7
8 SECTION 6. Section 24.041 of the San Bernardino County Code is repealed.

9
10 SECTION 7. Section 24.042 of the San Bernardino County Code is repealed.

11
12 SECTION 8. Section 24.043 of the San Bernardino County Code is repealed.

13
14 SECTION 9. This ordinance shall become effective thirty (30) days from
15 the date of adoption.

16
17 _____
18 DENNIS HANSBERGER, Chairman
Board of Supervisors

19 SIGNED AND CERTIFIED THAT A COPY OF THIS
20 DOCUMENT HAS BEEN DELIVERED TO THE
21 CHAIRMAN OF THE BOARD

22 J. RENEE BASTIAN,
23 Clerk of the Board of Supervisors
of the County of San Bernardino

24
25 _____
STATE OF CALIFORNIA)
26)ss.
COUNTY OF SAN BERNARDINO)

27
28 I, J. RENEE BASTIAN, Clerk of the Board of Supervisors of the County of San
Bernardino, State of California, hereby certify that at a regular meeting of the Board of
Supervisors of said County and State, held on the _____ day of _____, 2003 at

1 which meeting were present Supervisors:

2
3 and the Clerk, the foregoing ordinance was passed and adopted by the following vote, to wit:

4 AYES:

5 NOES:

6 ABSENT:

7
8 IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the
Board of Supervisors this ____ day of _____, 2003.

9
10 J. RENEE BASTIAN,
Clerk of the Board of Supervisors of the County
11 of San Bernardino, State of California

12
13 _____
Deputy

1 **SUMMARY OF PROPOSED ORDINANCE**

2 Notice is hereby given that at 10:00 a.m. on Tuesday, _____, 2003, at its
3 regularly scheduled meeting, the San Bernardino County Board of Supervisors will consider
4 adoption of a proposed ordinance to correct erroneous chapter and section references in the
5 San Bernardino County Code by adding and amending miscellaneous sections. These
6 corrections do not result in any substantive changes in law. In addition, the proposed
7 ordinance repeals sections of the San Bernardino County Code pertaining to off-limits rules
8 for military personnel.

9 Ordinance Summary

10 The proposed ordinance would correct erroneous chapter and section references in
11 the San Bernardino County Code by adding and amending miscellaneous sections. These
12 corrections do not result in any substantive changes in law. In addition, the proposed
13 ordinance repeals sections of the San Bernardino County Code pertaining to off-limits rules
14 for military personnel.

15 A certified copy of the full text of this ordinance is posted for public review in the Office
16 of the Clerk of the Board of Supervisors at 385 North Arrowhead Avenue, 2nd Floor, San
17 Bernardino, California.

18 BOARD OF SUPERVISORS OF THE
19 COUNTY OF SAN BERNARDINO

20 _____
21 DENNIS HANSBERGER, Chairman
22 Board of Supervisors

23 ATTEST:

24 _____
25 J. RENEE BASTIAN
26 Clerk of the Board of Supervisors

27 BOARD OF SUPERVISORS
28 COUNTY OF SAN BERNARDINO

SUMMARY OF ORDINANCE NO. _____

Notice is hereby given that at 10:00 a.m. on Tuesday, _____, 2003, at its regularly scheduled meeting, the San Bernardino County Board of Supervisors adopted an ordinance to correct erroneous chapter and section references in the San Bernardino County Code by adding and amending miscellaneous sections. These corrections do not result in any substantive changes in law. In addition, the proposed ordinance repeals sections of the San Bernardino County Code pertaining to off-limits rules for military personnel.

Ordinance Summary

The ordinance will correct erroneous chapter and section references in the San Bernardino County Code by adding and amending miscellaneous sections. These corrections do not result in any substantive changes in law. In addition, the proposed ordinance repeals sections of the San Bernardino County Code pertaining to off-limits rules for military personnel.

A certified copy of the full text of this ordinance is posted for public review in the Office of the Clerk of the Board of Supervisors at 385 North Arrowhead Avenue, 2nd Floor, San Bernardino, California.

Voting on the ordinance was as follows:

AYES: Supervisors:

NOES: Supervisors:

ABSENT: Supervisors:

BOARD OF SUPERVISORS OF THE
COUNTY OF SAN BERNARDINO

DENNIS HANSBERGER, Chairman
Board of Supervisors

ATTEST:

J. RENEE BASTIAN,
Clerk of the Board of Supervisors